

## APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office OCT 30 1937

Returned to applicant for correction APR 26 1938

Corrected application filed JUN 25 1938

The undersigned Eddie Barry

(Name of applicant.)

of Arlemont, County of Esmeralda

State of Nevada, hereby makes application for permission to change the place of use

of water heretofore appropriated under 9915

(State nature of right that is the basis of this

(application, i.e. vested, decreed or permitted right)

1. The source of water supply is Manse Spring & its tributaries
2. The quantity of water desired to be changed 5.00 second feet  
(Acre feet, second feet.)
3. The water is to be used for irrigation & domestic purposes
4. The water heretofore used for irrigation and domestic
5. Place of use under existing appropriation parts of section (5) five  
(Under irrigation give number acres)

Tp. 21 S. R. 54 E. M.D.B.&amp;M. (see amended appl. No. 9915)

and description in respect to Government Land Survey; under any other use give location as being within a 40-acre

subdivision.)

6. Proposed place of use under this application N<sup>1</sup>/<sub>2</sub> sec. (8) eight Tp.  
(Under irrigation give number)

21 S. R. 54 E. M.D.B.&amp;M. containing 320 acres more or less.

and description in respect to Government Land Survey; under any other use give location as being within a

40-acre subdivision.)

7. The water is to be diverted from its source at the following point:

SW<sup>1</sup> of NW<sup>1</sup> sec. 3, Tp 21 S. R. 54 E. M.D.B.&M.

(Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)

8. The existing point of diversion under the proposed appropriation is as follows: same as 7.  
(If point of diversion is not changed do not answer.)

9. Number and kind of animals proposed to be watered

10. Use will begin about Jan. 1st and end about Dec. 31st of each year.  
designated to be (Month)

11. The water has been/used heretofore during the months of

January to December incl. of each year

12. Remarks This application is for a change of place of use only and it is specifically intended to retain the original priority of application No. 9915 heretofore filed by me.

13. Description of proposed works: Dams, ditches and laterals, constructed of earth and lumber and of sufficient capacity to carry the water from the point of diversion to the land to be irrigated. It is proposed to construct a dam and headgate of lumber at the point of diversion and conduct the water through a ditch approximately 4 feet wide on top, 2 feet wide on the bottom and 2 feet deep, and of such design and grade as will carry the full flow of water applied for to be delivered at the land with the least possible transit loss.

14. Estimated cost of works \$3000.00

15. Estimated time required to construct the works is two years after permit is granted, but would like a longer time due to many unforeseen circumstances.

By W. M. Kearney

His attorney

Compared RMG-CT-

Map Filed June 25, 1938

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby deny the same on the grounds that there is no unappropriated water in the source.

WITNESS MY HAND AND SEAL this 12th day  
of May, 1941.

ALFRED MERRITT SMITH  
State Engineer

By

H. W. Reppert, Assistant State  
Engineer

Compared RMG-CT